

WEDNESDAY, MARCH 10, 1982

SEVENTY-NINTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Jerry Wilson, Brownsville, Tennessee.

Representative Crain led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 97

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

WEDNESDAY, MARCH 10, 1982—79th LEGISLATIVE DAY

242--Relative to Joint Convention, President Ronald Reagan; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1492--To amend Title 40, Chapter 20, Code;

1515--To regulate Water Quality Control Act of 1977;

1587--To regulate industrial development bonds;

1609--To amend Title 53, Chapter 33, Code;

1636--To regulate civil liability, certain damages;

1640--To amend Title 1, Chapter 1, Code;

1680--To create position, Assistant District Attorney General, 8th Judicial Circuit;

1841--To regulate assessment, property;

1847--To regulate term, office of constables;

1970--To amend Section 8-21-901, Code;

1986--To regulate office, certain constables;

1994--To amend Section 67-251, Code;

2084--To repeal Section 51-444, Code;

2085--To amend Section 51-213, Code;

2087--To provide punishment, certain violations, Wildlife Resources Commission;

2088--To amend Sections 51-417 and 51-429, Code;

2146--To regulate Cherohala Commission; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1776, 1871, 2002, 2003, 2006, 2017, 2053, 2094, 2124, 2125, 2126,

WEDNESDAY, MARCH 10, 1982—79th LEGISLATIVE DAY

2130, 2136, 2155, 2167, 2168 and 2169; also, House Joint Resolutions Nos. 352, 353, 354 and 355; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1776, 1871, 2002, 2003, 2006, 2017, 2053, 2094, 2124, 2125, 2126, 2130, 2136, 2155, 2167, 2168 and 2169; and House Joint Resolutions Nos. 352, 353, 354 and 355; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 1768 with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1466, 1517, 1523, 1629, 1634, 1715, 1727, 1732, 1755, 1808, 1910, 1914 and 1935; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 1466, 1517, 1523, 1629, 1634, 1715, 1727, 1732, 1755, 1808, 1910, 1914 and 1935.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1350, 1499, 1568, 1634, 1744 and 1760; House Resolution No. 106; and find same correctly enrolled and

ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1350, 1499, 1568, 1634, 1744 and 1760; and House Resolution No. 106.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1395, 1427, 1483, 1537, 1587, 1646, 1647, 1649, 1656, 1660, 1661, 1675, 1707, 1861 and 1970; and House Joint Resolutions Nos. 300, 325, 326, 328, 329, 330, 332, 333, 334, 337, 338, 340, 342, 343 and 344 with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

CALENDAR

Mr. Kent moved that House Bill No. 1545 be placed on the Calendar for Wednesday, March 17, 1982, which motion prevailed.

House Bill No. 1840--To change loan requirements.

Mr. Davis (Hamilton) moved that House Bill No. 1840 be passed on third and final consideration.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1840 so as to delete Sections 1 & 2 in entirety.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1840, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington,

Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

Representative present and not voting was: Jones--1.

A motion to reconsider was tabled.

House Bill No. 1841--To change State Credit Union Share Insurance Corporation.

On motion, House Bill No. 1841 was made to conform with Senate Bill No. 1524.

On motion, Senate Bill No. 1524, on same subject, was substituted for House Bill No. 1841.

Mr. Davis (Hamilton) moved that Senate Bill No. 1524 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

On motion, Senate Bill No. 1423 was recalled from the Committee on State and Local Government.

House Bill No. 1718--To regulate certain powers, county executives.

On motion, House Bill No. 1718 was made to conform with Senate Bill No. 1423.

On motion, Senate Bill No. 1423, on same subject, was substituted for House Bill No. 1718.

Mr. Rhinehart moved that Senate Bill No. 1423 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1423 by deleting the amendatory language of Section 1 in its entirety and by substituting instead the following:

Each person shall be nominated in writing by the chief elected officer of any county having a metropolitan form of government, the county executive of any other county, or the chief elected officer of any municipality lying inside of the boundary of the planning region before being designated by the director of the state planning office.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1423, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 1437--To regulate domestic corporations.

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Mr. McKinney moved that House Bill No. 1437 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	3
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

Representatives voting no were: Chiles, Martin and Turner--3.

Representative present and not voting was: Duncan--1.

A motion to reconsider was tabled.

House Bill No. 1438--To regulate corporate directors and officers.

Mr. McKinney moved that House Bill No. 1438 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	3
Present and not voting	5

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--87.

Representatives voting no were: Chiles, Cobb and Turner--3.

Representatives present and not voting were: Duncan, Jones, Kent, Martin and Sir--5.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 1604--To make certain provisions, executive clemency.

On motion, House Bill No. 1604 was made to conform with Senate Bill No. 1531.

On motion, Senate Bill No. 1531, on same subject, was substituted for House Bill No. 1604.

Mr. Bivens moved that Senate Bill No. 1531 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 1667--To regulate unemployment compensation.

On motion, House Bill No. 1667 was made to conform with Senate Bill No. 1608.

On motion, Senate Bill No. 1608, on same subject, was substituted for House Bill No. 1667.

Mr. Hudson moved that Senate Bill No. 1608 be passed on third and final consideration, which motion prevailed by the following vote:

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Ayes	97
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

Representative present and not voting was: Duncan--1.

A motion to reconsider was tabled.

House Bill No. 1624--to provide certain requirements for veterinarians.

On motion, House Bill No. 1624 was made to conform with Senate Bill No. 1785.

On motion, Senate Bill No. 1785, on same subject, was substituted for House Bill No. 1624.

Mr. Hudson moved that Senate Bill No. 1785 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter
--98.

A motion to reconsider was tabled.

House Bill No. 1819--To amend Section 40-3630, Code.

On motion, House bill No. 1819 was made to conform with Senate Bill No. 1604.

On motion, Senate Bill No. 1604, on same subject, was substituted for House bill No. 1819.

Mr. Wood moved that Senate Bill No. 1604 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter
--98.

A motion to reconsider was tabled.

On motion of Mr. Shockley House Bill No. 2216 was recalled from the Committee on Calendar and Rules.

Mr. Shockley moved that the rules be suspended for the purpose of considering House Bill No. 2216 out of order, which motion prevailed.

House Bill No. 2216--To authorize privilege tax, Hamblen County.

Mr. Shockley moved that House Bill No. 2216 be passed on third and final consideration.

Mr. Shockley moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2216 by deleting Section 2 in its entirety and by renumbering the remaining sections accordingly:

FURTHER AMEND by deleting the period at the end of the first paragraph of Section 4 and adding the following:

in the case of hotels located within such county but outside the city limits of Morristown and to the City Recorder of Morristown in the case of hotels located within such city limits.

FURTHER AMEND by deleting the period at the end of the second paragraph of Section 4 and adding the following:

or City of Morristown.

FURTHER AMEND by deleting from subsection (a) of Section 5 the words and punctuation mark "collection thereof," and substituting instead the following:

collection thereof in the case of hotels located outside the city limits of Morristown and to the City Recorder of Morristown in the case of hotels located within such city limits,.

FURTHER AMEND by deleting from the first sentence of subsection (a) of Section 5 the word "officer" and substituting instead the word "officers".

FURTHER AMEND by inserting between the word "trustee" and the words "in the form" in subsection (b) of Section 5 the words "or city recorder as appropriate,".

FURTHER AMEND by inserting between the word "Trustee" and the words "or other authorized" in the first sentence of Section 6 the words and punctuation marks ", City Recorder,".

FURTHER AMEND by deleting the second sentence of the first paragraph of Section 6 in its entirety and substituting instead the following:

A monthly tax return under oath shall be filed with the Trustee or City Recorder, as appropriate, by the operator with such number of copies thereof as the Trustee or City Recorder may reasonably require for the collection of such tax.

FURTHER AMEND by deleting the fourth and fifth sentences of the first paragraph of Section 6 and substituting instead the following:

The form of such report shall be developed by the Trustee and approved by the county legislative body prior to use for operators located outside the city limits of Morristown and by the Morristown city council for operators located inside such city limits. The Trustee or City Recorder, as appropriate, shall

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

audit each operator within his jurisdiction at least once per year and shall report on the audits made on a quarterly basis to the county legislative body and city council, respectively.

FURTHER AMEND by deleting the second paragraph of Section 6 and substituting instead the following:

The county legislative body or Morristown City Council is hereby authorized to adopt ordinances and resolutions to provide reasonable rules and regulations for use in implementing the provisions of this act within their respective jurisdictions, including the form of such reports.

FURTHER AMEND by deleting the first sentence of Section 8 and substituting instead the following:

Taxes collected by an operator which are not remitted to the County Trustee or City Recorder, as appropriate, on or before the due dates shall be delinquent.

FURTHER AMEND by deleting Section 9 in its entirety and substituting instead the following:

It shall be the duty of every operator liable for the collection and payment to the county or city of Morristown of any tax imposed by this Act to keep and preserve for a period of three (3) years all records as may be necessary to determine the amount of such tax as he may have been liable for the collection of and payment to the county or city of Morristown, as appropriate, which records the County Trustee or City Recorder shall have the right to inspect at all reasonable times. County Trustee or city of Morristown taxes collected by the City Recorder under authority of this Act shall be refunded by him.

Notice of any tax paid under protest shall be given to the County Trustee or City Recorder as appropriate and the ordinance and resolution authorizing levy of the tax shall designate a County or City of Morristown officer against whom suit may be brought for recovery.

FURTHER AMEND by deleting Section 11 and substituting instead the following:

The proceeds of the tax authorized by this Act collected outside the city limits of Morristown shall be allocated to and placed in the General Fund of Hamblen County. The proceeds of the tax authorized by this act collected within the city limits of Morristown shall be allocated to and placed in the General Fund of the City of Morristown.

FURTHER AMEND by deleting Section 10 and substituting instead the following;

The County Trustee or City Recorder in administering and enforcing the provisions of this Act shall have as additional powers, those powers and duties with respect to collecting taxes as provided in Tennessee Code Annotated, Title 67 or as otherwise provided by law.

For his services in administering and enforcing the provisions of this Act, the County Trustee shall be entitled to retain as a commission one percent (1%) of the taxes he collects and the City Recorder of Morristown shall be entitled to retain as a commission one percent (1%) of the taxes he collects.

Upon any claim of illegal assessment and collection, the taxpayer shall have the remedy provided in Tennessee Code Annotated, Section 67-3033, it being the intent of this Act that the provisions of law which apply to the recovery of state taxes illegally assessed and collected under the authority of this Act; provided further, the County Trustee and City Recorder shall possess those powers and duties as provided in Tennessee Code Annotated, Section 67-2301, for the county clerks.

With respect to the adjustment and settlement with taxpayers, all errors of county taxes collected by the

On motion, the amendment was adopted.

Thereupon, House Bill No. 2216, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Gill moved that House Bill No. 1592 be placed on the Calendar for Thursday, March 18, 1982, which motion prevailed.

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

House Bill No. 1881--To regulate limits, interest rates, bond anticipation notes.

Mr. Bewley moved that House Bill No. 1881 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0
Present and not voting	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Yelton and Mr. Speaker McWherter--93.

Representatives present and not voting were: Clark (Davidson), Covington and Sir--3.

A motion to reconsider was tabled.

House Bill No. 1641--To provide guidelines concerning the executive branch.

Mr. Rhinehart moved that House Bill No. 1641 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	2
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small,

Smith, Spence, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representatives voting no were: Stafford and Wolfe--2.

Representative present and not voting was: Duncan--1.

A motion to reconsider was tabled.

House Bill No. 1918--To make certain provisions, divorces.

Mr. Stafford moved that House Bill No. 1918 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1918 by deleting the words "In the court's discretion, both" in the amendatory language of Section 1 and substituting the word "Both".

AND FURTHER AMEND by adding at the end of amendatory subsection (b) in Section 3 the following:

Parties who request the option provided for by this subsection shall file with the court at least ten (10) days before the scheduled date of the hearing a notice that the parties are requesting that the case be tried on interrogatories and shall include with the request a copy of the interrogatories, a copy of the proposed property settlement, and a copy of the proposed child custody agreement, if applicable. If the court determines that issues raised by the interrogatories, or by the property settlement or child custody agreement require the presence of the plaintiff, the court shall so notify the plaintiff and his counsel at least three (3) days before the scheduled date of that hearing.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1918, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	1
Present and not voting	4

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensey,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representative voting no was: Turner--1.

Representatives present and not voting were: Byrd, Duncan, Richardson and Wolfe--4.

A motion to reconsider was tabled.

House Bill No. 1436--To enact the "Tennessee Criminal Sentencing Reform Act of 1982."

On motion, House Bill No. 1436 was made to conform with Senate Bill No. 1484.

On motion, Senate Bill No. 1484, on same subject, was substituted for House Bill No. 1436.

Mr. Murphy (Davidson) moved that Senate Bill No. 1484 be passed on third and final consideration.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1484 by inserting between the words "sentenced" and "for and especially aggravated" in the first sentence of subsection (a) of Section 40-43-202 of Section 1 the words "to an enhanced punishment for a second or subsequent violation of the crime charged or,".

On motion, the amendment was adopted.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1484 by adding the following new subsection (f) to Section 40-43-109 of Section 1:

(f) If the criminal offense for which the defendant is charged carries an enhanced punishment for a second or subsequent violation of the same offense, the indictment shall not specify or charge such fact, provided that if the district attorney is

seeking an enhanced punishment, written notice shall be given prior to trial on guilt as provided in Section 40-43-202(a). If the defendant is convicted of the offense, the enhanced punishment shall be imposed by the court at the sentencing hearing if the court finds beyond a reasonable doubt that the defendant has been previously convicted the requisite number of times for the same offense. Upon such finding the defendant shall be subject to the enhanced punishment within Range I or Range II as otherwise provided by this Act, provided that the previous convictions used to enhance the punishment shall not be further used to increase the sentence into Range II.

On motion, the amendment was adopted.

Mr. Tanner moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1484 by deleting Section 1 in its entirety and inserting instead a new Section 1 as follows:

SECTION 1. Tennessee Code Annotated Title 40 is amended by adding in the appropriate chapter a new section as follows:

SECTION _____. (a) Except for capital cases, as otherwise provided for by law, in all contested criminal cases the issue of guilt or innocence shall be submitted to the trier of fact for a verdict on that issue alone. Upon a verdict of guilty, the court shall set the sentence. If the punishment for the offense for which a verdict of guilty is returned includes the possibility of a fine greater than fifty dollars (\$50.00), the court shall promptly instruct the jury to retire and fix the fine, if any in excess of fifty dollars (\$50.00).

(b) All persons who commit crimes on or after July 1, 1982, shall be tried and sentenced under this Act. For all persons who committed crimes prior to July 1, 1982, the prior law shall apply.

Mr. Robertson moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	50
Noes	38
Present and not voting	6

Representatives voting aye were: Baker, Bell (Knox), Bewley, Buck, Byrd, Chiles, Clark (Davidson), Cobb, Copeland, Covington, Davis (Hamilton), Davis (Pickett), DeBerry, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Jones, Kent, Kernell, King (Shelby), King (Washington), McNally, Martin, Montgomery, Moore, Murphy (Shelby), Owen, Percy, Phillips, Pruitt,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Robertson, Robinson (Hamilton), Scruggs, Shockley, Smith, Spence, Stafford, Starnes, Sterling, Ussery, Withers and Wood--50.

Representatives voting no were: Bell (Wilson), Bivens, Bragg, Burnett, Carter, Crain, Davidson, Davis (Gibson), DePriest, Dills, Disspayne, Duncan, Henry (Blount), Huskey, Jared, Johnson, Lashlee, Miller, Murray, Naifeh, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Washington), Severance, Small, Stallings, Tanner, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--38.

Representatives present and not voting were: Akard, Clark (Sumner), Love, McAfee, Shirley and Sir--6.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 1484 by deleting the words "judgment papers" from subsection (d) of Section 40-43-106, subsection (h) of Section 40-43-107, subsection (c) of Section 40-43-108, and subsection (e) of Section 40-43-209, and substituting instead the words "judgment of conviction".

FURTHER AMEND by deleting from subsection (c) and (e) of Section 40-43-307 the words "order of judgment" and substituting instead the words "judgment of conviction".

FURTHER AMEND by deleting from Section 40-43-401 the words "order of sentence" and substituting instead the words "judgment of conviction".

FURTHER AMEND by deleting from part (2) of subsection (b) of Section 40-43-402 the words "in this act" and substituting instead the words and figures "set out in Section 40-43-103 of this act".

FURTHER AMEND by adding the following new paragraph at the end of subsection (a) of Section 40-43-504:

If the authority determines that a defendant who is eligible for release classification status should not be granted such status, the authority shall, upon making such determination, notify the defendant in writing of the date such defendant will be reconsidered for release classification status.

FURTHER AMEND by deleting the word "may" from the fourth sentence of subsection (c) of Section 40-43-205 and substituting instead the word "shall".

FURTHER AMEND by deleting from item (6) of subsection (d) of Section 40-43-303 the words "unless granted written permission by the court".

FURTHER AMEND by deleting the second sentence of item (3) of subsection (a) of Section 40-43-308 in its entirety and substituting instead the following:

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

During such period the defendant's probation shall be subject to revocation.

FURTHER AMEND by deleting from the fourth sentence of subsection (d) of Section 40-43-209 the words and figure "ten (10) days after commitment" and substituting instead the words and figure "ten (10) days after entry of the judgment of conviction".

FURTHER AMEND by inserting between the words "clerk of the court" and the words "for the county in which the defendant" in the second sentence of subsection (b) of Section 40-43-214 the words "having jurisdiction over the offense charged in the warrant".

On motion, the amendment was adopted.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 5

Amend Senate Bill No. 1484 by deleting subsection (a) of Section 40-43-303 of Section 1 in its entirety and substituting instead the following:

(a) A defendant shall be eligible for probation under the provisions of this act if the sentence actually imposed upon such defendant is ten (10) years or less. Provided, however, a defendant shall not be eligible for probation under the provisions of this act if he is convicted of a violation of Tennessee Code Annotated, Section 52-1432 (a) (1) (A) or (B), if he is convicted of a second or subsequent violation of Tennessee Code Annotated, Sections 39-901, 39-902, 39-903 or 39-904, or if he is convicted of an offense which is designated as a Class X felony regardless of the sentence actually imposed.

On motion, the amendment was adopted.

Mr. Small moved to amend as follows:

AMENDMENT NO. 6

Amend Senate Bill No. 1484 by deleting Section 40-43-103 of Section 1 in its entirety and by designating such Section as "(Reserved.)"

Amendment No. 6 failed by the following vote:

Ayes	27
Noes	50
Present and not voting	11

Representatives voting aye were: Bell (Wilson), Bivens, Byrd, Crain, Davis (Gibson), Dills, Duncan, Gill, Johnson, Kent, King (Washington), Lashlee, Martin, Murray, Naifeh, Percy, Richardson,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Severance, Small, Stallings, Tanner, Wallace, Webb, Wheeler, Wix, Wolfe and Yelton--27.

Representatives voting no were: Baker, Bell (Knox), Bewley, Chiles, Clark (Davidson), Cobb, Covington, Davidson, Davis (Hamilton), DeBerry, Disspayne, Duer, Ellis, Ford, Frensley, Harrill, Henry (Blount), Henry (Roane), Hudson, Hurley, Huskey, Jones, Kernell, King (Shelby), McAfee, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Owen, Phillips, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Shockley, Smith, Spence, Stafford, Starnes, Sterling, Ussery, Whitson, Withers, Wood and Work--50.

Representatives present and not voting were: Akard, Bragg, Buck, Burnett, Clark (Sumner), Davis (Pickett), DePriest, Jared, Love, Rhinehart and Sir--11.

Mr. Murphy (Shelby) moved to amend as follows:

AMENDMENT NO. 7

Amend Senate Bill No. 1484 by deleting from subsection (a) of Section 40-43-311 of Section 1 the word and figure "seven (7)" and substituting instead the word and figure "five (5)".

On motion, the amendment was adopted.

Mr. Carter moved that his name be removed as a sponsor on House Bill No. 1436 (Senate Bill No. 1484), which motion prevailed.

Mr. Wallace moved that Senate Bill No. 1484 be re-referred to the Committee on Finance, Ways and Means.

Mr. Bewley moved the previous question, which motion prevailed by the following vote:

Ayes	65
Noes	20
Present and not voting	3

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, Dills, Disspayne, Ellis, Ford, Gaia, Gill, Harrill, Hillis, Hudson, Huskey, Jared, Johnson, Jones, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Percy, Phillips, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Stallings, Sterling, Tanner, Turner, Wallace, Webb, Wix, Wood, Work and Yelton--65.

Representatives voting no were: Bell (Knox), Covington, Davis (Hamilton), Duer, Duncan, Frensley, Henry (Roane), Hurley, Kent,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Martin, Owen, Pickering, Robertson, Shirley, Smith, Spence, Stafford, Ussery, Withers and Wolfe--20.

Representatives present and not voting were: Bragg, Kernell and Wheeler--3.

Thereupon, the motion to re-refer Senate Bill No. 1484 to the Committee on Finance, Ways and Means prevailed by the following vote".

Ayes	45
Noes	43
Present and not voting	7

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bivens, Byrd, Carter, Copeland, Crain, Davidson, Davis (Gibson), Davis (Pickett), Dills, Duer, Duncan, Henry (Blount), Hillis, Huskey, Johnson, Lashlee, McKinney, Miller, Montgomery, Murray, Naifeh, Pickering, Pruitt, Richardson, Robertson, Robinson (Davidson), Scruggs, Severance, Shirley, Small, Smith, Stallings, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work and Yelton--45.

Representatives voting no were: Baker, Bewley, Brewer, Buck, Chiles, Clark (Davidson), Cobb, Covington, Davis (Hamilton), DeBerry, Disspayne, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hudson, Hurley, Jared, Jones, Kent, Kernell, King (Shelby), King (Washington), McAfee, McNally, Martin, Moore, Murphy (Davidson), Murphy (Shelby), Owen, Percy, Phillips, Robinson (Hamilton), Robinson (Washington), Shockley, Spence, Stafford, Ussery, Withers and Wix--43.

Representatives present and not voting were: Bragg, Clark (Sumner), DePriest, Love, Rhinehart, Sir and Sterling--7.

Mr. Murphy (Davidson) moved that House Bill No. 1599 be placed on the Calendar for Thursday, March 18, 1982, which motion prevailed.

House Bill No. 1951--To make certain laws apply equally to men and women.

Mr. Murphy (Davidson) moved that House Bill No. 1951 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

House Bill No. 1491--To change write-in voting, primary election.

On motion, House Bill No. 1491 was made to conform with Senate Bill No. 1613.

On motion, Senate Bill No. 1613, on same subject, was substituted for House Bill No. 1491.

Mr. Miller moved that Senate Bill No. 1613 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

Mr. Ford moved that House Bill No. 2189 be placed on the Calendar for Thursday, March 18, 1982, which motion prevailed.

Senate Joint Resolution No. 188--To amend Section 53-2428, Code.

Mr. McNally moved that Senate Joint Resolution No. 188 be concurred in, which motion prevailed by the following vote:

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

Representative present and not voting was: Spence--1.

A motion to reconsider was tabled.

House Bill No. 1517--To define sales tax on energy fuels, residential use.

On motion, House Bill No. 1517 was made to conform with Senate Bill No. 1721.

On motion, Senate Bill No. 1721, on same subject, was substituted for House Bill No. 1517.

Mr. Hudson moved that Senate Bill No. 1721 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner,

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

House Bill No. 1558--To define services, T.P.S.

On motion, House Bill No. 1558 was made to conform with Senate Bill No. 1487.

On motion, Senate Bill No. 1487, on same subject, was substituted for House Bill No. 1558.

Mr. Ellis moved that Senate Bill No. 1487 be passed on third and final consideration.

Mr. Lashlee moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1487 by deleting everything after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-305, is amended by designating the present language of the section as subsection (a) and by adding new subsections as follows:

(b) In addition to the services provided by the school under the provisions of subsection (a), the school may also provide after-care residence, counseling, and training services to those students who have been residents at the school. Such after-care services as may be provided to students shall be in addition to, and not instead of, other assistance provided under Sections 49-308, 49-310, and 49-311.

(c) The chairman of the state board of education shall appoint a TPS After-Care Services Advisory Committee to advise the superintendent on the management of the after-care services program authorized in subsection (b). This committee shall not exceed five (5) members and shall include three (3) persons not employed at TPS who have evidenced an interest in TPS students and the problems associated with their leaving the school. Committee members shall serve without pay, for such terms of office as the chairman designates in the appointment, and may succeed themselves. The committee shall meet on the premises of TPS at the call of the superintendent at such time or times as necessary or proper to fulfill its advisory role. Those members who are not state employees may be reimbursed for attendance at such meetings in accordance with the provisions of the comprehensive travel regulations as

promulgated by the department of finance and administration and approved by the attorney general.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1487, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1750--To regulate in-school suspension.

On motion, House Bill No. 1750 was made to conform with Senate Bill No. 1619.

On motion, Senate Bill No. 1619, on same subject, was substituted for House Bill No. 1750.

Mr. Wood moved that Senate Bill No. 1619 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby),

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 293--To report treatment, juvenile drug overdose.

Mr. Wood moved that House Bill No. 293 be passed on third and final consideration.

Mr. Lashlee moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 293 by deleting Section 1 and substituting instead the following:

Every physician or other medical professional who makes a diagnosis of or treats a person, who is believed to be enrolled in school in a K through 12 grade, for a drug overdose and every chief administrative officer of a hospital, clinic, or dispensary in which there is a case of drug overdose of such a person shall report such cases to public school officials under rules of the department of mental health and mental retardation adopted to insure that such reports are not in violation of federal or state laws requiring confidentiality in treatment of drug abusers. Such reports shall contain nothing more than the type of the drug, the school in which the student was enrolled, and the name and address of the reporter. School officials shall share such reports with law enforcement agencies when the school officials deem it necessary as a means of controlling drug problems in the schools involved.

The term "drug" as used in this act means any of the substances treated as controlled substances under Tennessee Code Annotated, Sections 52-1408 through 52-1450.

Any person who fails to perform the duties imposed by this Section is guilty of professional misconduct and for that failure is subject to professional discipline by the licensing agency or employment disciplinary action by the employer.

and by deleting Section 2 and substituting instead the following:

This act shall take effect on July 1, 1982 for purposes of the adoption of rules and for all other purposes on the adoption of the rules, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, House Bill No. 293, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representatives voting no were: Crain, King (Washington) and Severance--3.

A motion to reconsider was tabled.

House Bill No. 1556--To define "Tennessee Right to Farm Act".

On motion, House Bill No. 1556 was made to conform with Senate Bill No. 1655.

On motion, Senate Bill No. 1655, on same subject, was substituted for House Bill No. 1556.

Mr. Byrd moved that Senate Bill No. 1655 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

(Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

Representative voting no was: Hudson--1.

A motion to reconsider was tabled.

Mr. Henry (Roane) moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 242 out of order, which motion prevailed.

Senate Joint Resolution No. 242--Relative to Joint Convention, President Ronald Reagan.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Henry (Roane), the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Gill moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 373 out of order, which motion prevailed.

House Joint Resolution No. 373--Relative to congratulating Memphis State University basketball team--By Gill, Sterling, Kent, Small, Byrd, Kernell, Spence, Moore, Turner, Whithers Gaia, Kernell, Jones, Martin, King (Shelby), Brewer, DeBerry, Murphy (Shelby), Shirley and Naifeh.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Gill, the resolution was adopted.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1625--To regulate handling of alcoholic beverages.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1625 by deleting the amendatory language of Section 1 in its entirety and by substituting instead the following language:

Section _____. Notwithstanding any provision of Tennessee Code Annotated, Section 57-3-403 or Tennessee Code Annotated, Title 39, to the contrary, in any jurisdiction wherein the retail sale

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

of alcoholic beverages for consumption off the premises has been legalized, it shall be lawful to receive, possess and transport alcoholic beverages if all appropriate taxes as required by law have been paid upon such alcoholic beverages.

Mr. Rhinehart moved that the House Concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	78
Noes	12
Present and not voting	6

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Ellis, Ford, Frensley, Henry (Blount), Henry (Roane), Hudson, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Spence, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Work, and Mr. Speaker McWherter--78.

Representatives voting no were: Duncan, Harrill, Hillis, Hurley, Huskey, McAfee, Shockley, Stafford, Stallings, Turner, Wix and Wood--12.

Representatives present and not voting were: Buck, Byrd, Dills, Richardson, Small and Yelton--6.

A motion to reconsider was tabled.

Mr. Shirley moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 374 out of order, which motion prevailed.

House Joint Resolution No. 374--Relative to honoring Memphis State University basketball team--By Shirley and Jones.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion, of Mr. Shirley, the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

WEDNESDAY, MARCH 10, 1982—79th LEGISLATIVE DAY

244--Relative to declaring "Upward Bound Day", Fisk University; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Love moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 244 out of order, which motion prevailed.

Senate Joint Resolution No. 244--Relative to declaring "Upward Bound Day", Fisk University.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was concurred in.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

Mr. Clark (Davidson) moved that the rules be suspended for the purpose of introducing House Resolution No. 108 out of order, which motion prevailed.

House Resolution No. 108--Relative to commending James Robert, Jr.--By Clark (Davidson), Covington, Disspayne, Ellis, Robinson (Davidson), McKinney, Love and Pruitt.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Clark (Davidson), the resolution was adopted.

A motion to reconsider was tabled.

Mr. Copeland moved that the rules be suspended for the introduction of House Joint Resolution No. 376, and House Resolution No. 110, which motion prevailed.

House Joint Resolution No. 376--Relative to urging Congress, to improve economy--By Copeland, Davis (Pickett), Davis (Hamilton), Ford, Robinson (Hamilton), Wood, Murray, Byrd, Sterling, Small, Bell (Wilson), Rhinehart, McAfee, Buck, Crain, Naifeh, Johnson, Richardson, Bell (Knox), Scruggs, Severance, Shockley, Starnes, Davis (Gibson), Robinson (Washington), Baker, Whitson, King (Washington), Bivens, Yelton, Montgomery, Harrell, Webb, Akard, Hillis, Stallings, Duncan, Stafford, Lashlee, Huskey, Frensley, McNally, Clark (Sumner), Hudson, Martin, Kent, Moore, Ussery, Duer, Wolfe, Turner, Percy, Bewley and Mr. Speaker McWherter.

House Resolution No. 110--Relative to urging Congress to improve economy--By Copeland, Ford, Robinson (Hamilton), Wood, Murray, McNally, Byrd, Bell (Wilson), Rhinehart, McAfee, Buck, Crain, Davis (Gibson), Naifeh, Johnson, Richardson, Bell (Knox), Scruggs, Severance, Shockley, Starnes, Robinson (Washington), Baker, Whitson, King (Washington), Bivens, Montgomery, Yelton, Harrill, Webb, Davis (Pickett), Akard, Hillis, Duncan, Stafford, Lashlee, Wallace, Huskey, Frensley, Clark (Sumner), Hudson, Martin, Kent, Moore, Sterling, Ussery, Duer, Wolfe, Turner, Percy, Bewley, Davis (Hamilton) and Mr. Speaker McWherter.

Mr. Copeland moved that the rules be suspended in order for House Joint Resolution No. 376, and House Resolution No. 110 to lie over, which motion prevailed.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 370--Relative to memory, Arthur (Salty) Foster--By Henry (Roane) and Duer.

Under the rules, House Joint Resolution No. 370 was referred to the Committee on Calendar and Rules.

House Resolution No. 105--Relative to Higher Education Subcommittee--By Richardson and Jared.

The Speaker referred House Resolution No. 105 to the Committee on Education.

WEDNESDAY, MARCH 10, 1982—79th LEGISLATIVE DAY

INTRODUCTION OF BILLS

House Bill No. 2251--To amend charter, Bristol--By Akard.

Passed first consideration.

House Bill No. 2252--To amend Section 3-1-103, Code--By Burnett, McKinney, Henry (Roane), and Stafford.

Passed first consideration.

House Bill No. 2253--To apportion state representative districts--By Burnett, McKinney, Henry (Roane) and Stafford.

Passed first consideration.

House Bill No. 2254--To amend the Uniform Nepotism Policy Act--By Ellis.

Passed first consideration.

House Bill No. 2255--To regulate mechanics' and materialmen's liens--By Gaia.

Passed first consideration.

House Bill No. 2256--To amend Title 29, Chapter 20, Code--By Gaia.

Passed first consideration.

House Bill No. 2257--To specify election dates, certain cities--By Naifeh.

Passed first consideration.

House Bill No. 2258--to provide for general sessions judge, Lawrence County--By DePriest.

Passed first consideration.

House Bill No. 2259--To regulate privilege tax, Montgomery County--By Userry and Pickering.

Passed first consideration.

House Bill No. 2261--To provide for hot mix asphalt facilities, Montgomery County--By Pickering.

Passed first consideration.

House Bill No. 2262--To amend Section 45-3-902, Code--By Bell (Knox).

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Passed first consideration.

House Bill No. 2263--To provide for class membership size, certain grades--By Bell(Knox).

Passed first consideration.

House Bill No. 2264--To amend Charter, Carthage--By Davis (Pickett).

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 1492--To amend Title 40, Chapter 20, Code.

Passed first consideration.

Senate Bill No. 1515--To regulate Water Quality Control Act of 1977.

Passed first consideration.

Senate Bill No. 1609--To amend Title 53, Chapter 33, Code.

Passed first consideration.

Senate Bill No. 1636--To regulate civil liability, certain damages.

Passed first consideration.

Senate Bill No. 1640--To amend Title 1, Chapter 1. Code.

Passed first consideration.

Senate Bill No. 1680--To create position, Assistant District Attorney General, 8th Judicial Circuit.

Passed first consideration.

Senate Bill No. 1841--To regulate assessment, property.

Passed first consideration.

Senate Bill No. 1847--To regulate term, office of constables.

Passed first consideration.

Senate Bill No. 1970--To amend Section 8-21-901, Code.

Passed first consideration.

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Senate Bill No. 1986--To regulate office, certain constables.

Passed first consideration.

Senate Bill No. 1994--To amend Section 67-251, Code.

Passed first consideration.

Senate Bill No. 2084--To repeal Section 51-444, Code.

Passed first consideration.

Senate Bill No. 2085--To amend Section 51-213, Code.

Passed first consideration.

Senate Bill No. 2087--To provide punishment, certain violations, Wildlife Resources Commission.

Passed first consideration.

Senate Bill No. 2088--To amend Sections 51-417 and 51-429, code.

Passed first consideration.

Senate Bill No. 2146--To regulate Cherohala Commission.

Passed first consideration.

SENATE BILLS ON SECOND CONSIDERATION

Senate Bill No. 1817--To regulate distribution, taxes, retail.

Passed second consideration and referred to Committee on State and Local Government.

Senate Bill No. 1863--To regulate licensing, auctioneers.

Passed second consideration and referred to Committee on State and Local Government.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2250--To regulate filing of appeals.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 2260--To grant juvenile jurisdiction to sessions court, Houston County.

Passed second consideration and held without reference.

STANDING COMMITTEE REPORTS

AGRICULTURE

MR. SPEAKER: Your Committee on Agriculture begs leave to report that we have carefully considered and recommend for passage: House Bill No. 1168 (with amendment).

PICKERING, Chairman.

Under the rules, House Bill No. 1168 was transmitted to the Committee on Calendar and Rules.

COMMERCE

MR. SPEAKER: Your committee on Commerce begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1299, 1463, 1504 (with amendment), 1535 (with amendment), 1575 (with amendments), 1609 (with amendment), 1763 (with amendment), 1791 (with amendment), 1843 (with amendment), 2023, 2024, 2025, 2084 (with amendment), 2135 (with amendment), 2203, 2204, 2211, 2247, and House Joint Resolutions Nos. 303 and 319 and further recommend that pursuant to House Rule No. 70, House Bill No. 2084 be referred to the Committee on Finance, Ways and Means.

MURRAY, Chairman.

Under the rules, House Bill Nos. 1299, 1463, 1504, 1535, 1575, 1609, 1763, 1791, 1843, 2023, 2024, 2025, 2135, 2203, 2204, 2211, 2247 and House Joint Resolutions Nos. 303 and 319 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 2084 to the Committee on Finance, Ways and Means.

CONSERVATION AND ENVIRONMENT

MR. SPEAKER: Your Committee on Conservation and Environment begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1748 (with amendment), 1772 (with amendments), 1880, 2027 (with amendment), 2131 (with amendment) and 2193 (with amendment); and House Joint Resolution No. 347.

HILLIS, Chairman.

Under the rules, House Bills Nos. 1748, 1772, 1880, 2027, 2131 and 2193; and House Joint Resolution No. 347 were transmitted to the Committee on Calendar and Rules.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: House

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Bills Nos. 1396, 1952, 2051 (with amendment), 2171 (with amendment) and 2194 (with amendment).

LASHLEE, Chairman.

Under the rules, House Bills Nos. 1396, 1952, 2051, 2171 and 2194 were transmitted to the Committee on Calendar and Rules.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1440, 1560, 1566 (with amendments) 1658, 1842 (with amendment), 2059 (with amendment) and 2213.

BRAGG, Chairman.

Under the rules, House Bills Nos. 1440, 1560, 1566, 1658, 1842, 2059 and 2213 were transmitted to the Committee on Calendar and Rules.

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1224 (with amendment), 1697 (with amendment), 1936 (with amendment), 2031 (with amendment), 2032 (with amendment), 2067 (with amendment), 2150 (with amendment), 2152, 2191 (with amendment), 2198 (with amendment) and 2205 (with amendment); and further recommend that pursuant to House Rule No. 70, House Bills Nos. 2067 and 2152 be referred to the Committee on Finance, Ways and Means.

STARNES, Chairman.

Under the rules, House Bills Nos. 1224, 1697, 1936, 2031, 2032, 2191, 2198 and 2205 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bills Nos. 2067 and 2152 to the Committee on Finance, Ways and Means.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1525 (with amendment), 1602, 1668 and 1926 (with amendment).

DAVIS (Hamilton), Chairman.

Under the rules, House Bills Nos. 1525, 1602, 1668 and 1926 were transmitted to the Committee on Calendar and Rules.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1762, 1795, 1836 (with amendments), 1847, 1964 and 2054.

MURPHY (Shelby), Chairman.

Under the rules, House Bills Nos. 1762, 1795, 1836, 1847, 1964 and 2054 were transmitted to the Committee on Calendar and Rules.

LABOR AND CONSUMER AFFAIRS

MR. SPEAKER: Your Committee on Labor and Consumer Affairs begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 2133 (with amendment) and 2134.

ELLIS, Chairman.

Under the rules, House Bills Nos. 2133 and 2134 were transmitted to the Committee on Calendar and Rules.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1194 (with amendment), 1211 (with amendment), 1732, 1751, 1807, 1823, 1837 (with amendment), 1851, 1900, 1902, 1912 (with amendment), 1923, 1935, 1972, 1981, 2037, 2056, 2064, 2072, 2087, 2101, 2105, 2137 (with amendment), 2166 and 2175; and further recommend that pursuant to House Rule No. 70, House Bill No. 1211 be referred to the Committee on Finance, Ways and Means.

MILLER, Chairman.

Under the rules, House Bills Nos. 1194, 1732, 1751, 1807, 1823, 1837, 1851, 1900, 1902, 1912, 1923, 1935, 1972, 1981, 2037, 2056, 2064, 2072, 2087, 2101, 2105, 2137, 2166 and 2175 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 1211 to the Committee on Finance, Ways and Means.

TRANSPORTATION

MR. SPEAKER: Your Committee on Transportation begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1490 (with amendment), 1494, 1817, 1931, 1960, 1962 (with amendment) 2099, 2148 (with amendment), and 2206 (with amendment).

ROBINSON (Davidson), Chairman.

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

Under the rules, House Bills Nos. 1490, 1494, 1817, 1931, 1960, 1962, 2099, 2148 and 2206 were transmitted to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, March 11, 1982: House Bills Nos. 1474, 1611, 1913, 1916, 2004, 1561, 1833, 1832, 1831, 1565, 1552, 1893, 1014, 1664, 1614 and House Resolution No. 101.

GILL, Chairman.

MOTIONS

On motion of Mr. Wallace House Bill No. 1060 was recalled from the Committee on State and Local Government.

On motion of Mr. Wallace, House Bill No. 1060 was withdrawn from the House.

On motion of Mr. Wallace, House Bill No. 87 was recalled from the Committee on Judiciary.

On motion of Mr. Wallace, House Bill No. 87 was withdrawn from the House.

On motion of Mr. Wallace, House Bill No. 1786 was recalled from the Committee on Judiciary.

On motion of Mr. Wallace, House Bill No. 1786 was withdrawn from the House.

On motion of Mr. Shockley, House Bill No. 1870 was recalled from the Committee on State and Local Government.

On motion of Mr. Shockley, House Bill No. 1870 was withdrawn from the House.

On motion of Mr. Wix, House Bill No. 1648 was recalled from the Committee on Calendar and Rules.

On motion of Mr. Wix, House Bill No. 1648 was withdrawn from the House.

On motion of Mr. Yelton, House Bill No. 68 was recalled from the Committee on State and Local Government.

On motion of Mr. Yelton, House Bill No. 68 was withdrawn from the House.

WEDNESDAY, MARCH 10, 1982—79th LEGISLATIVE DAY

On motion of Mr. Yelton, House Bill No. 69 was recalled from the Committee on State and Local Government.

On motion of Mr. Yelton, House Bill No. 69 was withdrawn from the House.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1473--To regulate payroll deductions, certain dues;

1479--To regulate rates, certain automobile insurance; both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1511--To amend Drug Control Act;

1730--To amend Section 8-23-204, Code; both substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1437, 1438, 1641, 1840, 1881, 1918 and 2216; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1332--To amend Title 67, Chapter 20, Code; substituted for Senate

WEDNESDAY, MARCH 10, 1982—79th LEGISLATIVE DAY

Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

NOTICE PURSUANT TO RULE NO. 57

Pursuant to Rule No. 57, sponsors gave notice of their intentions to consider the following measures from the Senate on Thursday, March 11, 1982:

House Bill No. 1332--Wallace

House Bill No. 1730--Rhinehart

SPONSOR ADDED

Without objection, the rules were suspended to allow the following member to add his name as sponsor to the bill as indicated below, the prime sponsor having agreed to such addition:

House Bill No. 2135--Sterling

SPONSOR REMOVED

On motion of Mr. Chiles, his name was removed as sponsor of House Bill No. 2209.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1881--To limit interest rates, certain bond anticipation notes;

2216--To levy privilege tax on lodgings, Hamblen County; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 293 and 1951; and House Joint Resolutions Nos. 373 and 374; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

305--Relative to renaming Nashville Area Vocational-Technical School;

373--Relative to congratulating Coach Dana Kirk and Memphis State University basketball team;

374--Relative to honoring Memphis State University basketball team; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1403--To regulate voting requirements;

1702--To regulate Tennessee Governmental Tort Liability Act;

1722--To regulate appointment, limited guardian;

1741--To regulate subpoenas, certain attorneys;

1860--To regulate Tennessee Advisory Commission on Intergovernmental Relations;

1934--To amend Title 16, Chapter 15, Code;

1945--To regulate interchange, general sessions judges;

2014--To require certain reportings, correctional facilities;

2041--To regulate nonresident license fees;

2208--To enact Tennessee Volunteer Relief Network Act of 1982;

2243--To regulate state library system and regional library boards; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

WEDNESDAY, MARCH 10, 1982--79th LEGISLATIVE DAY

1642--To make certain provisions, sick leave; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Bragg, the House adjourned until 10:00 a.m., Thursday, March 11, 1982.